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A limited liability partnership formed in the State of Delaware

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Corporation as Receiver for Silicon Valley Bank
and the Federal Deposit Insurance Corporation
as Receiver for Silicon Valley Bridge Bank, N.A.*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

SVB FINANCIAL GROUP,

Plaintiff,

v.

FEDERAL DEPOSIT INSURANCE
CORPORATION, as Receiver for Silicon
Valley Bank and Silicon Valley Bridge
Bank, N.A.,

Defendant.

Case No. 5:24-cv-01321-BLF

**DECLARATION OF LUIS MAYORGA IN
SUPPORT OF FDIC-R1 AND FDIC-R2'S
NOTICE OF MOTION AND MOTION TO
DISMISS**

Judge: Hon. Beth Labson Freeman
Action Filed: March 5, 2024
Hearing Date: September 5, 2024
Time: 9:00 a.m.
Courtroom: 3 – 5th Floor

*[Filed concurrently with FDIC-R1 and FDIC-R2's
Notice of Motion and Motion to Dismiss;
[Proposed] Order Granting FDIC-R1 and
FDIC-R2's Motion to Dismiss]*

1 I, Luis Mayorga, declare as follows:

2 1. I am a Senior Complex Financial Institution Resolution Specialist in the Division of
3 Complex Institution Supervision and Resolution of the Federal Deposit Insurance Corporation.

4 2. I base the statements in this declaration on my personal knowledge of and review of
5 records maintained in the ordinary course of business by the Federal Deposit Insurance Corporation,
6 as receiver for Silicon Valley Bank ("FDIC-R1") and as receiver for Silicon Valley Bridge Bank, N.A.
7 ("FDIC-R2" and together with FDIC-R1, the "FDIC-Rs"). If called as a witness, I would competently
8 testify to the matters set forth below.

9 3. Attached as **Exhibit A** are true and correct copies of the *Bank Depositor Agreements*
10 dated February 27, 2023, by and between Silicon Valley Bank and SVB Financial Group, for Account
11 Numbers ending in 5270, 2756, 0822, and 6176.

12 4. Attached as **Exhibit B** is a true and correct copy of the *Deposit Agreement and*
13 *Disclosure Statement* dated May 31, 2020.

14 5. Attached as **Exhibit C** is a true and correct copy of the *Transfer Agreement* dated
15 March 13, 2023, by and between FDIC-R1 and Silicon Valley Bridge Bank, N.A., as posted on the
16 website of the Federal Deposit Insurance Corporation.

17 I declare under penalty of perjury that the foregoing is true and correct.

18 Executed on 5/10/2024.

19
20 /s/

Luis Mayorga